

THE HONORABLE JAMES L. ROBART

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BOMBARDIER INC.,

Plaintiff,

v.

MITSUBISHI AIRCRAFT
CORPORATION, MITSUBISHI
AIRCRAFT CORPORATION AMERICA
INC., et al.,

Defendants.

2:18-cv-1543 JLR

DECLARATION OF MELANIE CABOT IN
SUPPORT OF OPPOSITION TO
PLAINTIFF'S MOTION FOR A
PRELIMINARY INJUNCTION

FILED UNDER SEAL

I, MELANIE CABOT, declare as follows:

1. I am the Integrated Product Team Director of the Avionics Design Team of Defendant Mitsubishi Aircraft Corporation ("MITAC"), which is based in Nagoya, Japan. I have been working with MITAC since October 2016.

2. My primary responsibilities for MITAC include oversight of the design and certification of the avionics for the Mitsubishi Regional Jet ("MRJ"), including the air data system.

Background

3. In 2002 I earned a Masters of Engineering in electrical and electronic engineering from Paul Sabatier University in Toulouse, France.

DECLARATION OF MELANIE CABOT – 1

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1 4. From 2002 until May 2010 I worked for Airbus as an avionics engineer. From
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3 May 2010 until September 2016 I worked for Bombardier in supply chain, and then in program
4 management relating to avionics for the Challenger aircraft.
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6 **Air Data System**
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8 5. The MRJ air data system architecture was already designed when I joined
9 MITAC. Since then, there have been some ancillary design changes in the MRJ's air data
10 system. For example, we have made changes to the pitot static heater in order to comply with
11 safety requirements. The decisions to make these changes were based on the general knowledge
12 and experience of my team and other teams within MITAC, such as teams working on aircraft
13 safety and aircraft performance.
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20 6. I have not reviewed any Bombardier documents related to certifying air data
21 systems. Thus, to my knowledge, I have never seen any of the documents that I understand
22 Bombardier is claiming, in the case it filed against MITAC, contain trade secrets related to
23 certifying air data systems.
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28 7. I have not referenced any Bombardier documents or relied upon any Bombardier
29 information in my work on the MRJ air data system. I am confident that nobody on my team has
30 referenced any Bombardier documents or relied upon any Bombardier information in our work
31 on the MRJ air data system.
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36 8. Given the fundamental differences between the architecture of the air data system
37 on the MRJ and the air data system on Bombardier aircraft, and the fact that air data systems are
38 very aircraft-specific, I am highly confident that Bombardier documents would not provide any
39 value relating to the MRJ air data system.
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44 9. I have personal knowledge of all the facts stated in this Declaration and, if called
45 to, could and would testify competently thereto.
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DECLARATION OF MELANIE CABOT – 2

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1 I declare under penalty of perjury that the foregoing is true and correct.
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4 Executed this 25 day of April 2019 at Nagoya, Japan.
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8 /s/ M. Cabot
9 MELANIE CABOT
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DECLARATION OF MELANIE CABOT – 3

144165728.2

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CERTIFICATE OF SERVICE

I certify under penalty of perjury that on May 13, 2019, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the email addresses indicated on the Court's Electronic Mail Notice List.

DATED this 13th day of May, 2019.

s/Jerry A. Riedinger
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